

**INFORMATION DISCLOSURE  
STATEMENT**

Applicants:	Wasowicz
Application No.:	To Be Assigned
Filed:	June 25, 2003
For:	ADAPTIVE AUDITORY AND PHONOLOGICAL APPARATUS AND METHOD
Group Art Unit:	To Be Assigned
Examiner:	To Be Assigned
Attorney Docket No.:	2100632-991113

Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Dear Sir:

In accordance with the provisions of 37 C.F.R. § 1.56(a) and 37 C.F.R. § 1.97, Applicant(s) hereby make of record the references listed on the accompanying Form PTO-1449 for consideration by the Examiner in connection with the examination of the above-identified patent application.

This Information Disclosure Statement:

- (a)  accompanies a new patent application submitted herewith.
- (b)  is filed within three (3) months of the Filing Date or before the mailing date of a First Office Action on the merits; OR
- (c)  after the period defined in (b) but before the mailing date of a Final Rejection or Notice of Allowance, OR
- (d)  is filed after the first Office Action and more than three months after the application's filing date or PCT national stage date of entry filing but, as far as is known to the undersigned prior to the mailing date of either a final rejection or a notice of allowance, and is accompanied by either the fee (\$180) set forth in 37 CFR § 1.17(p) or a certification as specified in 37 CFR § 1.97(e), as checked below OR
- (d)  is filed after the mailing date of either a final rejection or a notice of allowance, and the issue fee has not been paid, and is accompanied by the requisite petition fee (\$130) set forth in 37 CFR § 1.17(l)(1) and a certification as specified in 37 CFR § 1.97(e), as checked below. This document is to be considered as a petition requesting consideration of the information disclosure statement.

As required under § 1.97(e), Applicants, through the undersigned, hereby state either that [check the appropriate space]:

- (f)  Each item of information contained in the Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing date of the Information Disclosure Statement; or
- (g)  No item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this Statement after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

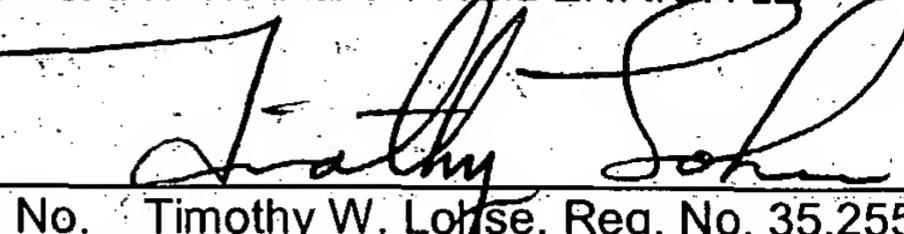
It is respectfully requested that each of the references shown on the attached Form PTO-1449 be made of record in this application. Copies of the references are enclosed

The Commissioner is authorized to charge any deficiencies and credit any overpayment of fees to our Deposit Account No. 07-1896

Date: June 26, 2003

Respectfully submitted,

GRAY CARY WARE & FREIDENRICH LLP

By: 

Reg. No. Timothy W. Lohse, Reg. No. 35,255  
Attorneys for Applicant(s)  
1755 Embarcadero Road  
Palo Alto, CA 94303-3340  
650-320-7426



Customer Number or Bar Code Label



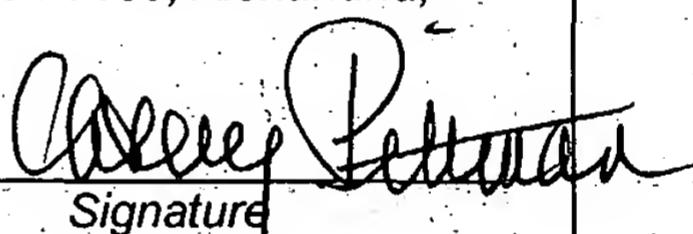
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PATENT TRADEMARK OFFICE

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as FIRST CLASS MAIL in an envelope addressed to: Commissioner for Patents, MAIL STOP PATENT APPLICATIONS, P.O. Box 1450, Alexandria, Virginia 22313-1450.

June 26, 2003

Date

Signature 

Form PTO-1449 U.S. DEPT. OF COMMERCE (modified 2/91) Patent and Trademark Office <b>INFORMATION DISCLOSURE CITATION</b> (Use several sheets if necessary)	Attorney Docket Number:	Serial Number:	
	2100632-991113		To Be Assigned
	Applicant: Janet Wasowicz		
	Filing date: June 25, 2003	Group art unit: To Be Assigned	

## U.S. PATENT DOCUMENTS

Examiner Initial	Patent number	Date	Name	Class	Sub-class	Filing date if appropriate
	2,514,289	4-July-50	Nye et al.	35		
	3,799,146	26-Mar-74	John et al.	128		
	4,166,452	1-Sep-79	Generales, Jr.	128		
	4,285,517	25-Aug-81	Morrison	273		
	4,363,482	14-Dec-82	Goldfarb	273		
	4,457,719	3-Jul-84	Dittakavi et al.	434		
	4,483,681	20-Nov-84	Weinblatt	434		
	4,770,416	13-Sep-88	Shimuzu et al.	273		
	4,884,972	5-Dec-89	Gasper	434		
	5,122,952	16-Jun-92	Minkus	364		
	5,149,084	22-Sep-92	Dalebout et al.	482		
	5,387,104	7-Feb-95	Corder	434		
	5,456,607	10-Oct-95	Antoniak	434		
	5,513,126	30-Apr-96	Harkins et.al.	364		
	5,562,453	8-Oct-96	Wen	434		
	5,579,469	26-Nov-96	Pike	395		
	5,596,698	21-Jan-97	Morgan	395		
	5,649,826	22-Jul-97	West et. al.	434		
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	5,727,950	17-Mar-98	Cook et. al.	434		
	5,743,743	28-Apr-98	Ho et. al.	434		
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	5,762,503	9-Jun-98	Hoo et. al.	434		
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	5,934,909	10-Aug-99	Ho et. al.	434		
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	5,967,793	19-Oct-99	Ho et. al.	434		
	6,009,397	28-Dec-99	Siegel	704		

Examiner Initial	Patent number	Date	Name	Class	Sub-class	Filing date if appropriate
	6,017,219	25-Jan-00	Adams, Jr. et al.	434		
	6,019,607	1-Feb-00	Jenkins et al.	434		
	6,036,496	14-Mar-00	Miller et al.	434		
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	6,077,085	20-Jun-00	Parry et al.	434		
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	6,113,393	5-Sep-00	Neuhaus	434		
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	6,435,877	20-Aug-02	Wasowicz	434		
	6,511,324	28-Jan-03	Wasowicz	434		

## FOREIGN PATENT DOCUMENTS

	Document number	Date	Country	Class	Sub-class	Translation
						YES NO

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	Assessment and Instruction in Phonological Awareness, Florida Dept. of Education (1999) ✓
	Auditory Processing Enhancement Programs, Vol. 2: Auditory Discrimination/Phonological Awareness, Academic Communication Associates (1997) ✓
	C. Robertson et al., <i>The Phonological Awareness Test – Examiner's Manual</i> , LinguiSystems, Inc. (1997)
	C.H. Lindamood et al., <i>The LAC Test (Lindamood Auditory Conceptualization Test) Revised Edition – Manual</i> (1971)
	<i>Central Test Battery</i> , Precision Acoustics (1998)
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	Perceive & Respond Vol. 1: Environmental Sounds – Second Edition, Academic Communication Associates (1997)
	Perceive & Respond Vol. 2: Listening for Auditory Differences – Second Edition, Academic Communication Associates (1997)
	Perceive & Respond Vol. 3: Auditory Sequential Memory – Second Edition Academic Communication Associates (1997)
	<i>Phonemic Awareness in Young Children: A Classroom Curriculum</i> , Chapter 10 by Paul H. Brookes Publishing Co. (1998)
	R. Haaf et. al., "Computer-Based Language Assessment Software: The Effects of Presentation and Response

	<i>Format</i> ", <i>Language, Speech, and Hearing Services in Schools</i> , Vol. 3, pp 68-74 (1999)
	R.K. Wagner et al., "CTOPP – Comprehensive Test of Phonological Processing – Examiner's Manual", Pro-Ed (1999)
	Laura I. Goin et al., "Simon Sounds It Out, The Friendly way to build letter-sound connections", Don Johnston, 1996
	<i>Ensure Success for Your Beginning Readers</i> ; STAR Early Literacy; Renaissance Learning (2002)
	<i>Assess Reading Growth in 10 Minutes or Less</i> ; STAR Early Literacy, Renaissance Learning (2002)
	<i>Phonics-Based Reading Software-Educational Software for Teachers and Parents</i> ; Lexia Learning Systems, Inc. (2000)
	<i>Waterford Early Reading Program (WERP)</i> ; Waterford Institute; Electronic Education, a division of Pearson Education (2000)
	<i>Breakthrough To Literacy – The New Three R's: Research, Reading, and Results</i> ; Wright Group McGraw-Hill (2000)

Examiner:	Date Considered:
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP '609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to the applicant.	